

## **CHAPTER 12. CERTIFIED UNIFIED PROGRAM AGENCY, MEDICAL WASTES\***

**\*Note**--Chapter 12, MEDICAL WASTES, Sections 68.1201--68.1211, added by Ord. No. 7608 (N.S.), operative 7-21-89; title amended by Ord. No. 9293 (N.S.), effective 1-12-01.

**Cross reference(s)**--Hazardous and medical wastes, § [68.504](#); hazardous waste establishments (Certified Unified Program Agency), § [68.901](#) et seq.; underground storage of hazardous substances, § [68.1001](#) et seq.; hazardous materials inventory and response plans, § [68.1101](#) et seq.; disclosure of hazardous materials, § [68.1113](#).

### **SEC. 68.1201. PURPOSE.**

(a) It is the intent of the Board of Supervisors that the Director of the Department of Environmental Health shall implement the Medical Waste Management Act, Division 104, Part 14 of the California Health and Safety Code.

(b) It is also the intent of the Board of Supervisors that all terminology contained within is as defined in the Medical Waste Management Act, Division 104, Part 14 of the California Health and Safety Code.

(Amended by Ord. No. 7646 (N.S.), effective 8-4-89; amended by Ord. No. 8477 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9293 (N.S.), effective 1-12-01; amended by Ord. No. 9667 (N.S.), effective 8-14-04)

### **SEC. 68.1202. MEDICAL WASTE GENERATORS.**

(a) It shall be unlawful for any generator of medical waste, other than a trauma scene waste management practitioner, to store, transfer or dispose of such wastes without an annual Unified Program Facility Permit from the Director of the Department of Environmental Health.

(b) Any person desiring a permit required by this chapter shall make application as prescribed in Chapter 9, Section [68.906](#) of this division.

(c) Maintaining an annual Unified Program Facility Permit satisfies the requirement set forth in the Medical Waste Management Act to register with the enforcement agency.

(Added by Ord. No. 9859 (N.S.), effective 6-15-07, operative 7-1-07)

### **SEC. 68.1203. [RESERVED.]**

(Amended by Ord. No. 7646 (N.S.), effective 8-4-89; amended by Ord. No. 8477 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9293 (N.S.), effective 1-12-01; amended by Ord. No. 9495 (N.S.), effective 9-13-02; amended by Ord. No. 9667 (N.S.), effective 8-14-04; repealed by Ord. No. 9859 (N.S.), effective 6-15-07, operative 7-1-07)

### **SEC. 68.1204. FEE.**

Every person required to have a permit or license required by this division shall, at the time of making application or renewal, pay the annual fee prescribed for such a permit or license. Such annual permit fees shall be specified in Section 65.107 of the County Code of Regulatory Ordinances.

(Amended by Ord. No. 7646 (N.S.), effective 8-4-89; amended by Ord. No. 9293 (N.S.), effective 1-12-01)

### **SEC. 68.1205. MEDICAL WASTE CONTAINER LABELING.**

Medical waste must be accumulated, stored and transferred in containers that meet the requirements specified in the California Medical Waste Management Act. Primary containers accumulating medical wastes (e.g. including but not limited to sharps containers, red bags, chemotherapeutic, pharmaceutical and pathology waste containers), with the exception of bench top red bags used to collect non-breakable pipette tips, must be labeled in a manner that will identify the generator by location. Acceptable labels could include an electronic tracking system (e.g. bar code or unique number) or a label with generator's name, address and phone number that is visible on the outside of the container. This label must be attached when the container is first used to accumulate or store medical waste.

(Amended by Ord. No. 7646 (N.S.), effective 8-4-89; amended by Ord. No. 9293 (N.S.), effective 1-12-01; amended by Ord. No. 9667 (N.S.), effective 8-14-04; amended by Ord. No. 9880 (N.S.), effective 10-18-07)

San Diego County Code of Regulatory Ordinances  
Title 6, Health and Sanitation, Division 8, Sewage and Refuse Disposal

**SEC. 68.1206. [RESERVED.]**

(Amended by Ord. No. 7646 (N.S.), effective 8-4-89; amended by Ord. No. 8477 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9293 (N.S.), effective 1-12-01; amended by Ord. No. 9667 (N.S.), effective 8-14-04; repealed by Ord. No. 9880 (N.S.), effective 10-18-07)

**SEC. 68.1207. MEDICAL SOLID WASTE.**

Medical solid waste is solid waste of obvious medical origin. It is not medical waste, but could be conceived to be so by the general public. Medical solid waste shall include, but not be limited to, waste such as empty specimen containers, bandages, dressings containing non-liquid blood, surgical gloves, treated medical waste, non-medical waste sharps, biohazardous wastes that are not medical wastes, non-hazardous pharmaceutical wastes, and other materials which are not regulated as medical waste.

(Amended by Ord. No. 7646 (N.S.), effective 8-4-89; amended by Ord. No. 9293 (N.S.), effective 1-12-01; amended by Ord. No. 9667 (N.S.), effective 8-14-04)

**SEC. 68.1208. CRIMINAL PENALTY.**

Violation of any of the provisions of this chapter shall be a misdemeanor punishable by imprisonment in the County jail not exceeding one year, or a fine not exceeding ten thousand dollars (\$10,000), or both.

(Amended by Ord. No. 9293 (N.S.), effective 1-12-01)

**SEC. 68.1209. CIVIL PENALTY.**

Any person who violates any of the provisions of this chapter shall be liable for a civil penalty not to exceed fifteen thousand dollars (\$15,000) for each such violation.

(Amended by Ord. No. 9293 (N.S.), effective 1-12-01)

**SEC. 68.1210. ADDITIONAL REMEDIES.**

The civil and criminal provisions of this chapter are remedies in addition to any existing remedy authorized by law and are not to be construed as conflicting with or in dereliction of, any provisions of this chapter or of this code or of law. Said provisions are to be construed as independent and non-exclusive and in no way conditioned upon each other.

(Amended by Ord. No. 9293 (N.S.), effective 1-12-01)

**SEC. 68.1211. MEDICAL SOLID WASTE SECURITY.**

Any person who is a generator, or an employee of a generator of medical solid wastes, shall assure that their medical solid waste, prior to disposal, is stored in an area secured as to deny access to unauthorized persons. If such wastes are placed in a trash receptacle or compactor which is accessible, at any time, to unauthorized persons, such receptacle or compactor shall be locked to prevent access to the contents to anyone other than authorized persons or refuse collection personnel.

(Amended by Ord. No. 8477 (N.S.), adopted 11-8-94, operative 1-1-95; amended by Ord. No. 9293 (N.S.), effective 1-12-01; amended by Ord. No. 9667 (N.S.), effective 8-14-04)